
**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

LATINO EXPRESS,)	
)	
Petitioner,)	
)	
v.)	No. 15-1019
)	cons with
NATIONAL LABOR RELATIONS BOARD,)	15-1031
Respondent.)	

**PETITIONER’S NON-BINDING STATEMENT
OF ISSUES TO BE RAISED**

Pursuant to this Court’s Order, Petitioner submits its non-binding statement of issues to be raised.

1. Whether an employer commits an unfair labor practice by discharging an employee for stealing from the employer.
2. Whether an employer commits an unfair labor practice by discharging an employee who threatens an employer.
3. Whether Sylvia Torres was a statutory supervisor.
4. Whether the Respondents finding is arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law because Respondent misconstrued the issues and testimony presented.

5. Whether the Respondents finding is arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law because Respondent failed to follow the Federal Rules of Evidence during the hearing.

This is a preliminary listing of issues that Petitioner may raise. Petitioner reserves the right to modify the list of issues addressed, as well as to address these and other issues in more detail in future pleadings.

Dated: February 26, 2015

Respectfully submitted,

/s/ Andre Ordeanu

Andre Ordeanu

CERTIFICATE OF SERVICE

I hereby certify that on February 26, 2015, I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for District of Columbia Circuit by using the CM/ECF system. I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

//s/ Andre Ordeanu

Andre Ordeanu

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